

109-08/PJG

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UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

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 TROJAN MARITIME INC.,

Plaintiff,

-against-

RICH WEALTH SHIPPING SERVICES CO.,  
 LTD. a/k/a RICH WEALTH SHIPPING  
 SERVICES CO., LIMITED, and TA YI  
 INTERNATIONAL CO., LTD. a/k/a TA YI  
 INTERNATIONAL CO., LTD. (SAMOA),

Defendants.  
 -----X

08 Civ. 1863 (HB)

**ORDER (i) DIRECTING  
 CLERK TO ISSUE AMENDED  
 PROCESS OF MARITIME  
 ATTACHMENT AND  
 GARNISHMENT; (ii)  
 APPOINTING PERSON(S) TO  
 SERVE PROCESS PURSUANT  
 TO RULE 4(c); AND  
 (iii) DEFINING SCOPE OF  
 SERVICE**

Upon reading and filing the Amended Verified Complaint of the Plaintiff herein, verified on the 4<sup>th</sup> day of March, 2008, and the Affidavit of Barbara G. Carnevale, sworn to on the same day, that to the best of her information and belief, the Defendants cannot be found within this District for the purpose of an attachment under Supplemental Rule B(1), and the Plaintiff further praying for an order appointing a special process server to serve the Amended Process of Attachment and for an order defining the scope and methodology of the service of the Process, the grounds for which are also outlined in the above referenced affidavit; and

The Court having found that the conditions for an attachment as required by Rule B(1) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil

Procedure exist, and that issuance of an Order authorizing a special process server and defining the scope and methodology of the service of the Process would be appropriate under the circumstances of this action;

NOW, upon motion of Freehill Hogan & Mahar, LLP, attorneys for the Plaintiff, it is hereby **ORDERED** that the Clerk of this Court is directed forthwith to issue the Amended Process of Maritime Attachment and Garnishment for seizure of all tangible and intangible property of the Defendants, as described therein, including but not limited to any property of the Defendants (hereinafter "ASSETS"), as may be held, received or transferred in its own name or for its benefit at, moving through, or within the possession, custody or control of banking institutions and/or other institutions or such other garnishee(s) on whom a copy of the Amended Process of Maritime Attachment and Garnishment may be served, in the amount of \$1,860,994.54 pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure in respect to the claim against the Defendants, as identified in the Amended Verified Complaint and as specified in the Amended Process; and it is further

**ORDERED** that supplemental process enforcing the Court's Order may be issued and served without further Order of the Court; and it is further


**ORDERED** that Susan Lee, Robert Ridenour, Joan Sorrentino, Christina Gargano, or any other partner, associate, paralegal or other agent of Freehill Hogan & Mahar LLP be and is hereby appointed, in addition to the United States Marshal, to serve the Amended Process of Attachment and Garnishment and the Amended Verified Complaint, together with a copy of this Order and any Interrogatories, upon any garnishee named in the Amended Process, together with

any other garnishee(s) who (based upon information developed subsequent hereto by the Plaintiff) may hold assets of, for, or on behalf of the Defendants; and it is further

**O R D E R E D** that any garnishee upon whom the original PMAG issued in this action was served in accordance with the original Order issued by this Court may be served with the herein Amended Process of Maritime Attachment and Garnishment by way of facsimile transmission or other verifiable electronic means, including e-mail, to each garnishee so originally personally served and subsequent service shall be made as per the terms and conditions of the original Order issued herein;

**O R D E R E D** that service on any garnishee herein is deemed to be effective and continuous service throughout the remainder of the day upon which such service is made commencing from the time of such service, and that same service is further deemed to be effective through the end of the next business day provided another service is made during the next business day.

Dated: March 4, 2008  
New York, New York

  
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U.S.D.J. 